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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

FEDERAL TRADE COMMISSION,

Plaintiff,

v.

AMG Services, Inc. et al.,

Defendants, and

Park 269 LLC, et al.,

Relief Defendants.

Case No. 2:12-cv-536

**PLAINTIFF FEDERAL TRADE
COMMISSION'S SUPPLEMENT
TO MOTION TO UNSEAL (#560)**

Plaintiff Federal Trade Commission (“FTC” or “Commission”) filed a Motion To Unseal And File Redacted Memoranda And Exhibits In Connection With Summary Judgment Motions (Docket No. 560) (“Unseal Motion”), as well as a sealed Reply In Support Of Its Unseal Motion (Docket No. 573). The Court granted the FTC’s Unseal Motion in part (Docket No. 576), unsealing the FTC’s memoranda, declarations, appendix, and most exhibits in the manner proposed by the FTC. The Court did not unseal Exhibits 94 and 98, but permitted the FTC to file a supplement to its Unseal Motion reflecting its proposed redactions to these exhibits. (*Id.*)

The FTC now requests that the Court:

1. Unseal redacted versions of Exhibits 94 and 98, as proposed by the FTC in Exhibits 94-R and 98-R to this supplement; and
2. Unseal the FTC’s Reply In Support of Its Unseal Motion (Docket No. 573) without redactions.

1. The Court Should Unseal Exhibits 94 And 98 With The Redactions Proposed By The FTC

Exhibit 94 to the FTC’s Summary Judgment Motion contains training notes for one of Defendants’ employees. This exhibit has been redacted for all information not specifically discussed and referenced in the FTC’s summary judgment memoranda and appendix, and for all identifying information of the employee in question. The non-redacted portions of this exhibit cannot reasonably be characterized as trade secrets. Moreover, the Court has already unsealed similar training notes (Exs. 93R, 101R, 102R, 104R, 176R, 177R, 180R), with the redactions proposed by the FTC. (Docket No. 576 at 2.) The Court should unseal Exhibit 94 as proposed by the FTC in Exhibit 94-R to this motion supplement.

Exhibit 98 to the FTC’s Summary Judgment Motion contains meeting minutes from one of Defendants’ team meetings. This exhibit has been redacted for all information not specifically discussed and referenced in the FTC’s summary judgment memoranda and appendix. The non-redacted portions of this exhibit cannot reasonably be characterized as trade secrets. Moreover, Defendants have already agreed to (and the Court has granted) the FTC’s request to unseal other, similar meeting minutes (Exs. 51-R, 52-R, 53-R, 54-R, 55-R, 59-R, 64-R, 65-R, 67-R, 69-R, 70-R), with the redactions proposed by the

1 FTC. (Docket No. 576 at 2.) The Court should unseal Exhibit 98 as proposed by the FTC in Exhibit 98-R
2 to this motion supplement.

3 **2. The Court Should Unseal The FTC's Reply In Support Of Its Unseal Motion (# 573)**

4 Portions of the FTC's reply memorandum to its Unseal Motion quote from or paraphrase portions
5 of documents that Defendants have designated as confidential and that Defendants have argued should
6 remain sealed. As a result, the FTC filed its reply memorandum under seal solely in order to avoid
7 publication of the disputed materials until the Court resolved the parties' confidentiality dispute. (Docket
8 No. 574.) Because the Court has now resolved this dispute and granted the FTC's motion to unseal and
9 file redacted versions of all documents quoted or paraphrased in the FTC's reply memorandum (Docket
10 No. 576), the Court should also unseal the FTC's Reply In Support Of Its Unseal Motion (Docket No.
11 573). This memorandum cannot be reasonably characterized as containing trade secrets, and Defendants
12 have not presented compelling reasons to maintain the information quoted or paraphrased in this
13 document under seal. A copy of the FTC's reply memorandum is attached to this motion at Attachment
14 A.

15
16 THEREFORE, this Court should unseal Exhibits 94 and 98 in the manner reflected in Exhibits 94-R and
17 98-R, attached to this motion, and should further unseal the FTC's Reply In Support of Its Unseal Motion
18 (Docket No. 573) with no redactions.

19
20 Dated: April 16, 2014

Respectfully submitted,

21 /s/ Ioana Rusu

22 Nikhil Singhvi

23 Jason D. Schall

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24 Ioana Rusu

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26 *Attorneys for Plaintiff*

Federal Trade Commission

CERTIFICATE OF SERVICE

I, Ioana Rusu, certify that, as indicated below, all parties were served via electronic case filing with **PLAINTIFF FEDERAL TRADE COMMISSION'S SUPPLEMENT TO ITS MOTION TO UNSEAL (#560)** filed with the Court. The Attachment and Exhibits to the motion will be sent to lead counsel via email.

Dated: April 16, 2014

/s/Ioana Rusu
Ioana Rusu

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